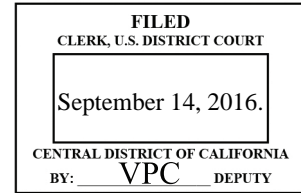


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UNITED STATES DISTRICT COURT

FOR THE CENTRAL DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,  
  
Plaintiff/Respondent,  
  
v.  
  
JOSE DE JESUS GARCIA,  
  
Defendant/Petitioner.

Case No. CV 16-5581-SJO  
CR 15-339-SJO

ORDER GRANTING GOVERNMENT'S MOTION  
TO STAY PETITIONER'S § 2255 MOTION  
PENDING APPEAL

The Court's having considered the government's motion to stay defendant/petitioner's "Motion to Vacate, Set Aside, or Correct Sentence Pursuant to 28 U.S.C. § 2255," (the "§ 2255 Motion"), and good cause appearing therefor, the Court hereby ORDERS as follows:

1. All proceedings as to the § 2255 Motion are hereby stayed pending defendant's appeal in the criminal case, United States v. De Jesus Garcia, CR 15-00339-SJO.

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2. Within 14 days of the Court of Appeal's mandate in United

1 States v. De Jesus Garcia, Ninth Circuit Court of Appeals Case No.  
2 15-50558, the government shall file a status report (and proposed  
3 schedule for briefing of the § 2255 Motion, if appropriate).

4 IT IS SO ORDERED.

5  
6 September 14, 2016

7 DATE

*S. James Otero*

HONORABLE S. JAMES OTERO  
UNITED STATES DISTRICT JUDGE

8 Presented by:

9 /s/  
10 STACEY R. FERNANDEZ  
11 Special Assistant United States  
12 Attorney  
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